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7  
8 **UNITED STATES DISTRICT COURT**  
9 **NORTHERN DISTRICT OF CALIFORNIA**  
10 **SAN JOSE DIVISION**  
11

12 VICTOR RIOS, an individual,

13  
14 Plaintiff,

15 v.

16 AVIALL, INC. HEALTH AND WELFARE  
17 PLAN; and LIFE INSURANCE  
18 COMPANY OF NORTH AMERICA, a  
corporation,

19 Defendants.  
20  
21

Case No. 5:11-CV-04251-LHK

**STIPULATION OF DISMISSAL  
WITH PREJUDICE, PURSUANT TO  
FED. R. CIV. P. 41(a) AND  
~~PROPOSED~~ ORDER**

22  
23 IT IS HEREBY STIPULATED by and between Plaintiff, VICTOR RIOS, Defendant,  
24 AVIALL, INC. HEALTH AND WELFARE PLAN, and Defendant, LIFE INSURANCE  
25 COMPANY OF NORTH AMERICA that the Parties agree to dismiss this action in its entirety as  
26 to all parties and with prejudice, pursuant to Fed.R.Civ.P. 41(a), each Party to bear its own fees  
27 and costs.

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ERISA LAW GROUP LLP

1 Date: December 6, 2011

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9 Date: December 6, 2011

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Attorneys for Defendants,  
AVIALL, INC. HEALTH AND WELFARE  
PLAN; and LIFE INSURANCE COMPANY OF  
NORTH AMERICA

19 **IT IS SO ORDERED.**

21 Dated: December 7, 2011

  
HONORABLE LUCY H. KOH  
United States District Judge